

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Peter Gernold	Art Unit :	3621
Serial No. :	10/784,848	Examiner :	Chrystina E. Zelaskiewicz
Filed :	February 24, 2004	Conf. No. :	9474
Title :	GENERATING DATA SUBSCRIPTIONS BASED ON APPLICATION DATA		

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO FINAL OFFICE ACTION OF APRIL 29, 2010

In response to the action of April 29, 2010, applicant asks that all claims be allowed in view of the following remarks. Claims 1-6, 10-15, 19, and 25-31 are currently pending, of which claims 1, 10, and 19 are independent.

Double Patenting

Claims 1, 10, and 19 have been provisionally rejected as being unpatentable over claims 1, 7 and 15 of co-pending application U.S. Patent Application No. 10/784,196. A terminal disclaimer in compliance with 37 C.F.R. §§ 3.73(b) and 1.321(b) is being filed concurrently with this response. Therefore, for at least this reason, applicant respectfully requests reconsideration and withdrawal of the double patenting rejection.

Notably, the terminal disclaimer has merely been filed to expedite allowance of the claims of this application, and no substantive position should be attributed to its filing. Specifically, filing of the terminal disclaimer, while intended to obviate this rejection, does not represent acquiescence to any of the characterizations made in the office action of the currently pending claims of the present application and the claims of U.S. Patent Application No. 10/784,196 generally and with respect to each other, nor the characterizations of what was said to have been known or obvious to one of skill in the art.

Conclusion

It is believed that all of the pending issues have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession